

**SUPREME COURT MINUTES
WEDNESDAY, JULY 14, 2010
SAN FRANCISCO, CALIFORNIA**

S182263 C058326 Third Appellate District **PEOPLE v. MILWARD
(GEORGE)**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Moreno, and Corrigan, JJ.

S182598 C059887 Third Appellate District **PEOPLE v. TURNAGE
(BARRY ALLEN)**

Petition for review granted; issues limited

The petition for review is granted.

The issues to be briefed and argued are limited to the following: Does Penal Code, section 148.1, subdivision (d) violate equal protection principles because a violation is punishable as an alternative felony-misdemeanor without a finding that a person was placed in sustained fear? (See Pen. Code, § 11418.1.) If so, what is the proper remedy?

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S183320 F058395 Fifth Appellate District **IN RE K.C.**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S177654 B212416 Second Appellate District, Div. 1 **IN RE V.V.**

S179579 B212635 Second Appellate District, Div. 8 **IN RE J.H.**

Case consolidated with:

In re V.V., a Person Coming Under the Juvenile Court Law.

THE PEOPLE, Plaintiff and Respondent,

v.

V.V., Defendant and Appellant.

In re J.H., a Person Coming Under the Juvenile Court Law.

THE PEOPLE, Plaintiff and Respondent,
v.
J.H., Defendant and Appellant.

On respondent's motion, the above-entitled cases are ordered consolidated for purposes of remaining briefing, oral argument, and decision. Respondent's brief on the merits must be served and filed within 30 days from the date of this order.

S182340 B216212 Second Appellate District, Div. 7 **WILSON (MARK RICHARD)
v. S.C. (PEOPLE)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Moore v. Superior Court*, S174633 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S182788 B211398 Second Appellate District, Div. 8 **PORTER (JOHN) v. WYNER
(STEVEN)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Cassel v. Superior Court*, S178914 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S183018 B209914 Second Appellate District, Div. 3 **ALTWIJI (ABBOTT) v.
BEHJATNIA (RUSSELL F.)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Three

The petition for review granted.

The cause is transferred to the Court of Appeal, Second Appellate District, Division Three, with directions to vacate its decision and to rehear the matter pursuant to Government Code section 68081.

In addition, the Court of Appeal is directed to consider whether to refer defendant Behjatnia to the State Bar for investigation and appropriate action, if any, for omitting material facts in support of his demurrer to the complaint. Specifically, the court should focus upon whether the facts stated

in the tentative ruling drafted by defendant Behjatnia and adopted by the trial court, and repeated in defendant Behjatnia's brief to the Court of Appeal, omitted a material date alleged in paragraph 20 of the operative complaint.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S177406 A124763 First Appellate District, Div. 5 **SMITH (DONALD) v. S.C. (PEOPLE)**

Transferred to Court of Appeal, First Appellate District, Division Five, after hold
The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Five, with directions to vacate its decision and to reconsider the cause in light of *People v. Sutton* (2010) 48 Cal.4th, 553. (Cal. Rules of Court, rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S180940 **RAMIREZ (ARTHUR ESPINDOLA) v. S.C. (PEOPLE)**

Petition for writ of mandate/prohibition denied

The petition for writ of mandate is denied without prejudice to seeking enforcement of the discovery order in the superior court.

S181255 D053210 Fourth Appellate District, Div. 1 **CORONADO CITY VIEWS LLC. v. REGATTA BAY LLC.**

Petition for review denied

S181466 B213005 Second Appellate District, Div. 1 **PEOPLE v. LEE (TYRELL AVION)**

Petitions for review denied

S181642 E046800 Fourth Appellate District, Div. 2 **PEOPLE v. GONZALES (LOREN CHARLES)**

Petition for review denied

S181670 D053006 Fourth Appellate District, Div. 1 **PEOPLE v. WASHINGTON (ANTONIO)**

Petitions for review denied

S181896 H028956 Sixth Appellate District

PEOPLE v. TIANO (ARMAND JOSEPH)

The petitions for review are denied without prejudice to any relief to which defendants might be entitled after this court decides *People v. Brown*, S181963.

S181898 A122635 First Appellate District, Div. 2

PEOPLE v. NAHOURAI (REUBEN JOEL)

Petition for review & publication request(s) denied

S181996 A124804 First Appellate District, Div. 3

PEOPLE v. NORRA (DEANDRE)

Petition for review denied

S182039 F057643 Fifth Appellate District

PEOPLE v. YONKER (ISAAC PARK)

Petition for review denied

Baxter, J., was recused and did not participate.

S182082 G039675 Fourth Appellate District, Div. 3

PEOPLE v. FRIEND (BRANDON GREGORY) & LUMARY (MICHAEL EDWARD)

Petition for review denied

S182085 A127984 First Appellate District, Div. 1

WILLIAMS (HENRY DON) v. S.C. (PEOPLE)

Petition for review denied

S182115 H032537 Sixth Appellate District

PEOPLE v. RESENDIZ (JOSE ENRIQUE)

Petition for review denied

S182132 G040381 Fourth Appellate District, Div. 3

PEOPLE v. MANZANARES (JUAN)

Petition for review denied

S182136 B223458 Second Appellate District, Div. 2
Petition for review denied

DAVIS (RICHARD) ON H.C.

S182195 C055139 Third Appellate District
Petitions for review denied

**PEOPLE v. JOHNSON
(JOSEPH TERRELL)**

S182230 G041641 Fourth Appellate District, Div. 3
Petition for review denied
Kennard, J., is of the opinion the petition should be granted.

**PEOPLE v. CARRILLO
(ALFONSO GONZALEZ)**

S182237 B207318 Second Appellate District, Div. 8
Petitions for review denied

**PEOPLE v. FIELDS (ROBERT
LAMAR)**

S182242 F057524 Fifth Appellate District
Petition for review denied
Baxter, J., was recused and did not participate.

**PEOPLE v. FERNANDEZ
(JOHN GABRIEL)**

S182246 B222585 Second Appellate District, Div. 8
Petition for review denied

**APANA (ALEXANDER KUPE)
v. APPELLATE DIVISION
(SUPERIOR COURT OF LOS
ANGELES COUNTY)**

S182272 C060359 Third Appellate District
Petition for review denied

PEOPLE v. HALL (DAIQUIRI)

S182279 F056274 Fifth Appellate District
Petition for review denied

**PEOPLE v. HERNANDEZ
(ALBERTO)**

S182292 D053340 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. THROOP
(EDWARD)**

S182293 B213093 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LOPEZ
(FAUSTINO)**

S182315 A123675 First Appellate District, Div. 4

Petition for review denied

IN RE R.C.

S182350 C060660 Third Appellate District

Petition for review denied

**PEOPLE v.
BRUNO-MARTINEZ
(JOSEPH)**

S182405 B208941 Second Appellate District, Div. 3

Petition for review denied

**HAGER (DARREN) v.
COUNTY OF LOS ANGELES,
LOS ANGELES COUNTY
SHERIFF'S DEPARTMENT**

S182412 D057039 Fourth Appellate District, Div. 1

Petition for review denied

**MAXWELL (ROBERT JAY)
ON H.C.**

S182421 F056980 Fifth Appellate District

Petition for review denied

**PEOPLE v. ROSALES
(HENRY ALVARADO)**

S182435 G036852 Fourth Appellate District, Div. 3

Petitions for review denied

**PEOPLE v. HAIDL
(GREGORY SCOTT),
NACHREINER (KYLE
JOSEPH), & SPANN (KEITH
JAMES)**

S182464 B204009 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. MITCHELL
(EDDIE)**

S182469 B212781 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LOPEZ (CRUZ
SOTO)**

S182470 A124698 First Appellate District, Div. 5

Petition for review denied

IN RE K.S.

S182472 E047465 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BAKER (HOLLEN
LEVI)**

S182491 A123901 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. LERMAN (ALAN
DAVID)**

S182507 H032720 Sixth Appellate District

Petition for review denied

**PEOPLE v. GUASCH (JAMES
ANDREW)**

S182509 H033066 Sixth Appellate District

Petition for review denied

**GUASCH (JAMES ANDREW)
ON H.C.**

S182512 B216553 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FOLEY
(MICHAEL W.)**

S182516 H033285 Sixth Appellate District

Petition for review denied
Werdegar, J., was absent and did not participate.

**LANDMARK SCREENS LLC.
v. MORGAN, LEWIS &
BOCKIUS LLP.**

S182529 B210365 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. JOSEPH (JOHN
BERNARD)**

S182548 C059765 Third Appellate District

Petition for review denied

**PEOPLE v. FARRELL
(ZACHARIAH JOSEPH)**

S182555 D056976 Fourth Appellate District, Div. 1

Petition for review denied

**WOODALL (SHAWN JAMES
ALLEN) ON H.C.**

S182577 A122625 First Appellate District, Div. 5

Petition for review denied

**COATS (DON) v. SAN
MATEO COUNTY HARBOR
DISTRICT**

S182582 A121908 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ROBERTS
(JAMES WADE)**

S182585 A128313 First Appellate District, Div. 4

Petition for review denied

**BARLOW (JEREMY) v. S.C.
(PEOPLE)**

S182599 B214976 Second Appellate District, Div. 2

Petition for review denied
Kennard, J., is of the opinion the petition should be granted.

**PEOPLE v. CASTILLO
(MELVIN GODOY)**

S182628 B213864 Second Appellate District, Div. 1

Petition for review & publication request(s) denied

**HOLLANDER (GAIL) v. XL
LONDON MARKET LTD.**

S182666 B207480 Second Appellate District, Div. 8
Petition for review denied

PEOPLE v. GIBSON (CURTIS)

S182684 F059849 Fifth Appellate District
Petition for review denied
Baxter, J., was recused and did not participate.

WILLIAMS (PAUL) ON H.C.

S182685 A128152 First Appellate District, Div. 3
Petition for review denied

**MORENO, JR., (BENJAMIN)
ON H.C.**

S182719 B223835 Second Appellate District, Div. 2
Petition for review denied

KING (ALFRED) ON H.C.

S182726 D056093/D056870 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. CAPONE
(GIOVANNA)**

S182733 E047615 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. POOLE (TREVON
JAMAL)**

S182754 D055199 Fourth Appellate District, Div. 1
Petition for review denied

**McGUIGAN (WILLIAM J.) v.
CITY OF SAN DIEGO**

S182758 A125626 First Appellate District, Div. 1
Petition for review denied
Werdegar, J., is of the opinion the petition should be granted.

**ALVAREZ (ALEJANDRO) v.
S.C. (PEOPLE)**

S182759 A121156 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. WEBB, JR.,
(OSCAR ODELL)**

S182764 B223661 Second Appellate District, Div. 1

Petition for review denied

**AYALA, JR., (GABRIEL) ON
H.C.**

S182784 G043506 Fourth Appellate District, Div. 3

Petition for review denied

ROLLO (GARY) ON H.C.

S182803 E047644 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. LY (HOANG)

S182824 B213397 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DUNN (JODY
JAMES)**

S182832 C064551 Third Appellate District

Petition for review denied

**MONTGOMERY (BRIAN K.)
ON H.C.**

S182835 E048048 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. HARRAL (JOE
GOLMAN)**

S182852 B223981 Second Appellate District, Div. 2

Petition for review denied

JACKSON (JOHN) ON H.C.

S182864 B218749 Second Appellate District, Div. 5

Petition for review denied

IN RE DYLAN W.

S182906 B223888 Second Appellate District, Div. 1

Petition for review denied

JUAREZ (ALEX) ON H.C.

S182925 B218304 Second Appellate District, Div. 6
Petition for review denied

**PEOPLE v. KACHLAKEVA
(NADEJDA GEORGI)**

S182929 B215311 Second Appellate District, Div. 2
Petition for review denied

**PEOPLE v. VALENTINE
(TIMOTHY)**

S182935 C059588 Third Appellate District

Petition for review & publication request(s) denied

**DAVIS (PAUL JEFFREY) v.
BOARD OF CHIROPRACTIC
EXAMINERS**

S182983 A126860 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. OWENS (LOVELL
WAYNE)**

S182984 D053980 Fourth Appellate District, Div. 1

Petition for review denied

**HARDAGE HOTEL X LLC. v.
FIRST CO.**

S183002 B224149 Second Appellate District, Div. 7
Petition for review denied

BUTLER (PERRY C.) ON H.C.

S183012 B219388 Second Appellate District, Div. 7

Petition for review & publication request(s) denied

**ANDREWS (MARGARET) v.
S.C. (COORDINATED CARE
CENTER, INC.)**

S183017 F056496 Fifth Appellate District

Petition for review denied

**FRESNO COUNTY
DEPARTMENT OF CHILD
SUPPORT SERVICES v.
MARTINEZ (ESTEBAN
MUNOZ)**

S183019 A124983 First Appellate District, Div. 3

Petition for review denied

**BENNETT (DENISE) v.
SORREL (DEBBIE)**

S183024 A123933 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. EVANS, JR.,
(CHESLEY VAN)**

S183028 B214423 Second Appellate District, Div. 8

Petition for review denied

Chin and Corrigan, JJ., were recused and did not participate.

**BAY VILLAGE
APARTMENTS v. TISHMAN
SPEYER PROPERTIES, L.P.**

S183031 A124197 First Appellate District, Div. 4

Petition for review & publication request(s) denied

**HILL (LEON BEDFORD) v.
STATE OF CALIFORNIA**

S183032 A124840 First Appellate District, Div. 3

Petition for review & publication request(s) denied

**HOUSING GROUP v. EMPIRE
INDEMNITY INSURANCE
COMPANY**

S183057 B215795 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BRAVO (SARA
OLIVIA)**

S183064 F060000 Fifth Appellate District

Petition for review & application for stay denied
Baxter, J., was recused and did not participate.

**BAKER (IRVING HIRAM) v.
S.C. (PEOPLE)**

S183067 C062839 Third Appellate District

Petition for review denied

**PEOPLE v. GARCIA
(GUADALUPE ANN)**

S183071 E048290 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DELCID (RAUL
EDUARDO)**

S183074 B218404 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. BARKSDALE
(DARIUS EDWARD)**

S183081 B214188 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. SANDOVAL (LUIS
M.)**

S183082 F057399 Fifth Appellate District

Petition for review denied

**PEOPLE v. DARNELL (LANA
KAE)**

S183087 B212705 Second Appellate District, Div. 4

Petition for review denied

PEOPLE v. EDEM (JUSTICE)

S183089

Petition for writ of mandate/prohibition denied

**THOMAS (RAYSHON) v.
COURT OF APPEAL, FIFTH
APPELLATE DISTRICT
(PEOPLE)**

S183093 A124684 First Appellate District, Div. 1

Petition for review denied

**ABBEY (BRANDON) v.
FORTUNE DRIVE
ASSOCIATES LLC.**

S183100 B213235 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. CALDWELL
(DEONTE DAJUAN)**

S183103 G042973 Fourth Appellate District, Div. 3 **BURNETT II (ALLEN DEAN)**
v. S.C. (PEOPLE)

Petition for review denied

S183106 G038585/G039979 Fourth Appellate District, Div. 3 **PEOPLE v. AUSTIN (COREY**
DESHAWN)

Petition for review denied

S183110 E047917 Fourth Appellate District, Div. 2 **PEOPLE v. WATKINS (CHAD**
HALL)

Petition for review denied

S183114 G042206 Fourth Appellate District, Div. 3 **PEOPLE v. CERVANTES**
(MIGUEL ANGEL)

Petition for review denied

S183115 F055395 Fifth Appellate District **PEOPLE v. OCHOA**
(ALFONSO)

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Dungo*, S176886, *People v. Gutierrez*, S176620, *People v. Lopez*, S177046, and/or *People v. Rutterschmidt*, S176213.

Baxter, J., was recused and did not participate.

S183116 H032640 Sixth Appellate District **PEOPLE v. AVALOS, JR.,**
(RALPH AVALINO)

Petition for review denied

S183119 B217667 Second Appellate District, Div. 6 **PEOPLE v. SNYDER (PAUL**
BRIAN)

Petition for review denied

S183120**TAUBMAN (JOSEPH) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION EIGHT
(PEOPLE)**

Petition for writ of mandate/prohibition & application for stay denied

S183121

B215248 Second Appellate District, Div. 7

**PEOPLE v. WILLIAMS
(RICHARD)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Dungo*, S176886, *People v. Gutierrez*, S176620, *People v. Lopez*, S177046, and/or *People v. Rutterschmidt*, S176213.

S183124

A123236 First Appellate District, Div. 4

**PEOPLE v. MIDDAGH
(ROBERT THOMAS)**

Petition for review denied

S183129

C062174 Third Appellate District

IN RE A.S.

Petition for review denied

S183134

B216528 Second Appellate District, Div. 4

**PEOPLE v. MONTERROSO
(RUDY)**

Petition for review denied

S183135

C059770 Third Appellate District

**PEOPLE v. DIONNE
(JEREMY LEE)**

Petition for review denied

S183136

C062933 Third Appellate District

**PEOPLE v. CHAMPLIN
(MELISSA LEEANN)**

Petition for review denied

S183138

B216363 Second Appellate District, Div. 8

**PEOPLE v. DEAN (BRANDON
ANTHONY)**

Petition for review denied

S183139

Petition for writ of certiorari denied

**FAGAN (DOUGLAS C.) v.
APPELLATE DIVISION
(PEOPLE)****S183140** E048402 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. JUAREZ
(ARNOLD DAVID)****S183142** C062033 Third Appellate District

Petition for review denied

**PEOPLE v. ANDRILLION
(KURT DINESO)****S183145** B213469 Second Appellate District, Div. 1
Petition for review denied**PEOPLE v. DIAZ (GERARDO)****S183147** C061217 Third Appellate District

Petition for review denied

**PEOPLE v. CROCKETT
(LEON WILSON)****S183156** B224232 Second Appellate District, Div. 2

Petition for review denied

**JOHNSON (ARTHUR LEE)
ON H.C.****S183160** D054770 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. DUDLEY
(BRIGITTE)****S183164** E048755 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SUAREZ (LUIS
ALBERTO)**

S183172 F057133 Fifth Appellate District

**PEOPLE v. WILEY, JR.,
(ODIS)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

Baxter, J., was recused and did not participate.

S183187 E047718 Fourth Appellate District, Div. 2

**PEOPLE v. VALDOVINOS
(JOSE JUAN)**

Petition for review denied

S183188 B211190 Second Appellate District, Div. 4

**PEOPLE v. RIVERA
(RICARDO)**

Petition for review denied

S183189 B216864 Second Appellate District, Div. 7

**PEOPLE v. HAMMLER
(ALLEN)**

Petition for review denied

S183192 B224015 Second Appellate District, Div. 3

**GRANT (AUBREY) v. S.C.
(PEOPLE)**

Petition for review denied

S183197 B211869 Second Appellate District, Div. 4

**PEOPLE v. REDD
(LAKAYSHA)**

Petition for review denied

S183199 B216136 Second Appellate District, Div. 1

**PEOPLE v. MURRAY
(WYNFORD EUGENE)**

Petition for review denied

S183204 E046546 Fourth Appellate District, Div. 2

**PEOPLE v. CRONK (MARVIN
RANDAL)**

Petition for review denied

S183212 C061461 Third Appellate District

Petition for review denied

**PEOPLE v. MARROQUIN
(VINCE ANDRES)**

S183221 B212940 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. LOPEZ (ELIJAH
PAUL)**

S183222 B215104 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. AREVALO
(CESAR JAVIER)**

S183223 D057281 Fourth Appellate District, Div. 1

Petition for review denied

GARCIA (LENIN) ON H.C.

S183225 E049627 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MILES
(KENNETH)**

S183230 C064822 Third Appellate District

Petition for review denied

GRAY (DAVID) ON H.C.

S183233 B206583 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. PREASMYER
(AMY LYNN)**

S183236 H034687 Sixth Appellate District

Petition for review denied

**PEOPLE v. McDOWELL
(DARELL MARKEE)**

S183261 F057907 Fifth Appellate District

Petition for review denied

PEOPLE v. VINES (DAVID P.)

S183277 D055092 Fourth Appellate District, Div. 1
Petition for review denied

PEOPLE v. HOLIDAY (JUKA)

S183278 A124649 First Appellate District, Div. 3
Petition for review denied

**MARTIN (MATTHEW
SHAUN) v. NORD (JIM)**

S183279 F057122 Fifth Appellate District
Petition for review denied

**PEOPLE v. HERNANDEZ
(GILBERT RUBEN)**

S183293 F056902 Fifth Appellate District
Petition for review denied

**PEOPLE v. MOSQUEDA
(SAMUEL MARK)**

S183299 F058275 Fifth Appellate District

**PEOPLE v. TODD (MICHAEL
WAYNE)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

S183300 B212127 Second Appellate District, Div. 4
Petition for review denied

**PEOPLE v. MALONE
(MARCUS)**

S183305 D054489 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. DUARTE
(EDUARDO)**

S183306 B212621 Second Appellate District, Div. 1
Petition for review denied

**SLIGH (CAROL) v. CITY OF
LOS ANGELES POLICE
DEPARTMENT**

S183308 B224148 Second Appellate District, Div. 5
Petition for review denied

LUKE (RAYMOND) ON H.C.

S183313 A125983 First Appellate District, Div. 2

Petition for review denied

**BARRETT (STEPHEN J.) v.
CLARK (HULDA)**

S183314 E047701 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. VILLELA, JR.,
(SILVANO PADRON)**

S183316 B214913 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. AVILA
(RAYMUNDO)**

S183321 A123367 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. McGILLICUDDY
(DANIEL ADRIAN)**

S183322 G041998 Fourth Appellate District, Div. 3

Petition for review denied

**JOHNSON (DAVID ERIC) v.
BLAINE (BETHANY)**

S183323 E048768 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. AUDELO (LUCIO
JOHN)**

S183324 B213404 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. PALACIOS
(NILDA S.)**

S183326 F058184 Fifth Appellate District

Petition for review denied

**PEOPLE v. HARDY (STACY
A.)**

S183327 G041568 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. TREJO (ROBERT
ANTHONY)**

S183348 B212719 Second Appellate District, Div. 5

Petition for review denied

**US WASTE OF CALIFORNIA,
INC. v. CITY OF IRWINDALE**

S183358 D055266 Fourth Appellate District, Div. 1

Petition for review denied

**CMRE FINANCIAL
SERVICES, INC. v. PARTON
(PAMELA D.)**

S183359 A126520 First Appellate District, Div. 5

Petition for review denied

**McGILLICUDDY (DANIEL)
ON H.C.**

S183373 A122725 First Appellate District, Div. 5

Petition for review denied

**DCM CONSTRUCTION &
SERVICES, INC. v.
MOHAMMADIAN (MEHDI)**

S183375 A125574 First Appellate District, Div. 1

Petition for review denied

IN RE D.N.

S183382 D055622 Fourth Appellate District, Div. 1

Petition for review denied

IN RE JACKSON W.

S183385 G042041 Fourth Appellate District, Div. 3

Petition for review denied

**GUTIERREZ (MARIA
LOURDES) v. G & M OIL
COMPANY, INC.**

S183387 B224552 Second Appellate District, Div. 7

Petition for review denied

SCOTT (DAVID LEE) ON H.C.

S183398 G043083 Fourth Appellate District, Div. 3

**PROULX MANUFACTURING
COMPANY v. WORKERS'
COMPENSATION APPEALS
BOARD (CALIFORNIA
INSURANCE GUARANTEE
ASSOCIATION)**

Petition for review denied
Corrigan, J., was recused and did not participate.

S183408 C064781 Third Appellate District

**WHATLEY (GERELL LEE) v.
COURT OF APPEAL, THIRD
APPELLATE DISTRICT
(PEOPLE)**

Petition for writ of mandate/prohibition denied

S183412 C065120 Third Appellate District

**HALF-DAY (LINDA) v. S.C.
(EDWARDS-BUCKLEY)**

Petition for review denied

S183414 G042024 Fourth Appellate District, Div. 3

**PEOPLE v. MARQUEZ
(SALVADOR CHAVO)**

Petition for review denied

S183416 C061463 Third Appellate District

**PEOPLE v. EMELIO
(DOMINIC THOMAS)**

Petition for review denied

S183418 C061444 Third Appellate District

IN RE J.C.

Petition for review denied

S183421 A125348 First Appellate District, Div. 1

**PEOPLE v. ADAMS (DELEON
LARONE)**

Petition for review denied

S183423 B209041 Second Appellate District, Div. 3
Petition for review denied

**PEOPLE v. ROBERTSON
(HERBERT)**

S183427 B221828 Second Appellate District, Div. 4
Petition for review denied

**SANCHEZ (MARIA E.) v.
JACK IN THE BOX, INC.**

S183428 B215799 Second Appellate District, Div. 4
Petition for review denied

**PEOPLE v. WASHINGTON
(DONALD DEAN)**

S183442 E050216 Fourth Appellate District, Div. 2

**MORAIN (JUSTIN WILLIAM)
ON H.C.**

The petition for review is denied without prejudice to any relief to which petitioner might be entitled after this court decides *People v. Brown*, S181963.

S183443 C060139 Third Appellate District

**PEOPLE v. BROWN
(RAYMOND PAUL)**

The motion for judicial notice is granted. The petition for review is denied.

S183446 F057998 Fifth Appellate District

**PEOPLE v. OWENS
(NISHAWN ALEXANDER)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

Baxter, J., was recused and did not participate.

S183448 B224537 Second Appellate District, Div. 7
Petition for review denied

SCOTT (DAVID LEE) ON H.C.

S183457 E050261 Fourth Appellate District, Div. 2
Petition for review denied

IN RE R.P.

S183469 B223801 Second Appellate District, Div. 6

The request for judicial notice is denied.
The petition for review is denied.
Corrigan, J., was recused and did not participate.

**CALIFORNIA INSURANCE
GUARANTEE ASSOCIATION
v. WORKERS'
COMPENSATION APPEALS
BOARD (McCLONE
CONSTRUCTION)**

S183471 E050868 Fourth Appellate District, Div. 2

Petition for review denied

**KAPLAN (KENNETH LYN)
ON H.C.**

S183480 C064713 Third Appellate District

Petition for review denied

**McCAIN (EVANGLIN) v. A.F.
EVANS COMPANY**

S183489

Petition for writ of certiorari denied

**THOMPSON (JAMES) v.
APPELLATE DIVISION
(PEOPLE)**

S183507 B224286 Second Appellate District, Div. 5

Petition for review denied

**TOWERY (GLENN R.) ON
H.C.**

S183540 B218648 Second Appellate District, Div. 2
Petition for review denied

IN RE MARYJANE F.

S183542

Petition for writ of mandate/prohibition denied

**BLUDWORTH (TIMOTHY
LEE) v. S.C. (PEOPLE)**

S183646 F057943 Fifth Appellate District

Petition for review denied

**FRESNO, CITY OF v.
MARTINEZ (ESTEBAN M.)**

S183749

Petition for writ of mandate/prohibition & application for stay denied

**MORROW (CORNELL) v.
COURT OF APPEAL, FIRST
APPELLATE DISTRICT
(PEOPLE)**

S183810 D057366 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CAPONE
(GIOVANNA)**

S183904

Petition for writ of mandate/prohibition denied

**DAVIS (TONY) v. COURT OF
APPEAL, FOURTH
APPELLATE DISTRICT,
DIVISION ONE (PEOPLE)**

S178481

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

GREEN (LONZELL) ON H.C.

S178554

Petition for writ of habeas corpus denied

ADAMS (PAUL) ON H.C.

S178561

Petition for writ of habeas corpus denied

**WANLESS (MICHAEL) ON
H.C.**

S178840

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

**DURAN (CARLOS ALBERT)
ON H.C.**

S178925**ACOSTA (CHRISTOPHER)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S178984**GALLEGOS (RAMON
BARAJAS) ON H.C.**

Petition for writ of habeas corpus denied

S178985**XATRUCH (DELIO) ON H.C.**

Petition for writ of habeas corpus denied

S179093**KINCAIDE (EUGENE) ON
H.C.**

Petition for writ of habeas corpus denied

S179095**SAFFOLD (TONY EUGENE)
ON H.C.**

Petition for writ of habeas corpus denied

S179120**BROOKS (HAROLD B.) ON
H.C.**

Petition for writ of habeas corpus denied

S179131**MORTON (RON) ON H.C.**

Petition for writ of habeas corpus denied

S179135**WARREN (KENNY LYNN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S179202**SPENCER (CHARLES L.) ON
H.C.**

Petition for writ of habeas corpus denied

S179210**GERALDO (RICARDO) ON
H.C.**

Petition for writ of habeas corpus denied

S179228**JAMESON (BARRY) ON H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S179232****ZAMORANO (RODOLFO) ON
H.C.**

Petition for writ of habeas corpus denied

S179247**SCAFFIDI (KELLY
PATRICK) ON H.C.**

Petition for writ of habeas corpus denied

S179256**SWANSON (ERIK JAMES)
ON H.C.**

Petition for writ of habeas corpus denied

S179274**LEMONS (TERRELL
DESHON) ON H.C.**

Petition for writ of habeas corpus denied

S179286**DICKERSON (PAUL) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734.)**S179292****CHIA (MICHAEL SU) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)**S179293****STEELMAN (JOHN) ON H.C.**

Petition for writ of habeas corpus denied

S179315**RODRIGUEZ (PEDRO) ON
H.C.**

Petition for writ of habeas corpus denied

S179322**MICHEILS (JOHN) ON H.C.**

Petition for writ of habeas corpus denied

S179330**BOLDEN (FREDRICK) ON
H.C.**

Petition for writ of habeas corpus denied

S179332**CARRILLO (ADOLFO) ON
H.C.**

Petition for writ of habeas corpus denied

S179333**WATTS (DARRYL
BERNARD) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734.)**S179352****JENKINS (LeSAUNDRA) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S179368****WEBB (MICHAEL) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S179381****CYRUS (MICHAEL) ON H.C.**

Petition for writ of habeas corpus denied

S179384**BERGNE (PETER M.) ON
H.C.**

Petition for writ of habeas corpus denied

S179399

Petition for writ of habeas corpus denied

**LeBLANC (CHESTER) ON
H.C.****S179400**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)**KINGSBERRY, JR.,
(RICHARD R.) ON H.C.****S179402**

Petition for writ of habeas corpus denied

GOMEZ (RAMIRO) ON H.C.**S179406**

Petition for writ of habeas corpus denied

PENN (KEVIN) ON H.C.**S179424**

Petition for writ of habeas corpus denied

**HIGGINS (HAROLD
STANLEY) ON H.C.****S179428**

Petition for writ of habeas corpus denied

**HEARNS (JAMAR RAMON)
ON H.C.****S179432**

Petition for writ of habeas corpus denied

TRAN (TAM) ON H.C.**S179444**

Petition for writ of habeas corpus denied

**LEMIEUX (GUY ISDORE) ON
H.C.****S179453**

Petition for writ of habeas corpus denied

**JARAMILLO (DIEGO) ON
H.C.**

S179467

Petition for writ of habeas corpus denied

PRIETO (JEFFREY) ON H.C.**S179471**

Petition for writ of habeas corpus denied

**WATKINS (OTHELL
MICHAEL) ON H.C.****S179476**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

DAWSON (CARLOS) ON H.C.**S179484**

Petition for writ of habeas corpus denied

BROWN (CHARLES) ON H.C.**S179485**

Petition for writ of habeas corpus denied

GILLUM (AARON) ON H.C.**S179495**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

SUON (KAMSOTH) ON H.C.**S179505**

Petition for writ of habeas corpus denied

**KINSEY (JONATHAN
RUSSELL) ON H.C.****S179506**

Petition for writ of habeas corpus denied

**MICHAIL (ALBERT M.) ON
H.C.****S179513**

Petition for writ of habeas corpus denied

BROWN (FLINOYD) ON H.C.**S179534**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

SUON (KAMSOTH) ON H.C.

S179557**CABALLERO (ALFRED) ON
H.C.**

Petition for writ of habeas corpus denied

S179572**MIMS (GEORGE) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)**S179595****MURPHY (ANDRE LAMONT)
ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)**S179620****ASH (KEITH) ON H.C.**

Petition for writ of habeas corpus denied

S179635**SPITERI (EDWIN CHARLES)
ON H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S179640****MYERS (MICHAEL C.) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S179673****EVANS (MICHAEL G.) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)**S179682****SAPP III (CLEVELAND) ON
H.C.**

Petition for writ of habeas corpus denied

S179739**JOUBERT (ERIC) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.)

S179742**CARTER II (GEORGE W.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S179750**LIGHTNER (JAMES HENRY)
ON H.C.**

Petition for writ of habeas corpus denied

S179754**CROCKETT (CHRISTOPHER
BOYD) ON H.C.**

Petition for writ of habeas corpus denied

S179769**PARRA (MELTIOW) ON H.C.**

Petition for writ of habeas corpus denied

S179773**TORRICELLAS (THERESA
ANNETTE) ON H.C.**

Petition for writ of habeas corpus denied

S179779**SAMPERIO (MANUEL) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S179821**HARRIS (STEVEN BLAKE)
ON H.C.**

Petition for writ of habeas corpus denied

S179823**BUSTAMANTE (JAMES) ON
H.C.**

Petition for writ of habeas corpus denied

S179851**LONG (RICHARD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S179853**NEWTON (STANLEY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S179883**GUILLEN (ANTHONY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)

S179896**VAUGHT (ELBERT LEE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S180636**DURAN (CARLOS ALBERT)
ON H.C.**

Petition for writ of habeas corpus denied

S181144**JEFFRIES (ALLEN LYNN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

S181355**JAMESON (BARRY S.J.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S181520**SIZEMORE (WILLIAM
OLIVER) ON H.C.**

Petition for writ of habeas corpus denied

S182427

**WILLIAMS (CLARANCE
LeROND) ON H.C.**

Petition for writ of habeas corpus denied

S182489

**MARTI (ALEX LAMOTA) ON
H.C.**

Petition for writ of habeas corpus denied

S182549

**CORTEZ (GABRIEL RUDY)
ON H.C.**

Petition for writ of habeas corpus denied

S182613

**CARPENTER (WILLIE LEE)
ON H.C.**

Petition for writ of habeas corpus denied

S182636

BIBBS (MARTIN J.) ON H.C.

Petition for writ of habeas corpus denied

S182653

**CARPENTER (WILLIE LEE)
ON H.C.**

Petition for writ of habeas corpus denied

S182745

**CHAMBERS (ROBERT) ON
H.C.**

Petition for writ of habeas corpus denied

S183048

**MARTI (ALEX LAMOTA) ON
H.C.**

Petition for writ of habeas corpus denied

S183130

WESTIN (BRUCE) ON H.C.

Petition for writ of habeas corpus denied

S183131**DAVIS (TONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

S183168**PARR (TODD) ON H.C.**

Petition for writ of habeas corpus denied

S183180**HOUSE (KIRK) ON H.C.**

Petition for writ of habeas corpus denied

S183216**MARTI (ALEX LAMOTA) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

S183227**SPILLERS (ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S183232**SIMS, SR., (CARLTON) ON H.C.**

Petition for writ of habeas corpus denied

S183239**TURCIOS (ROBERTO) ON H.C.**

Petition for writ of habeas corpus denied

S183251**SILVIS III (JAMES MONROE) ON H.C.**

Petition for writ of habeas corpus denied

S183290**GONZALEZ (SALVADOR) ON H.C.**

Petition for writ of habeas corpus denied

S183339**CHAPMAN (RICHARD
PAUL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S183351**ANTUNEZ (EDGAR) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S183364**DAVIS (CHARLES T.) ON
H.C.**

Petition for writ of habeas corpus denied

S183435**PORTILLO (WALTER) ON
H.C.**

Petition for writ of habeas corpus denied

S183460**MARTI (ALEX LAMOTA) ON
H.C.**

Petition for writ of habeas corpus denied

S183465**MARTI (ALEX LAMOTA) ON
H.C.**

Petition for writ of habeas corpus denied

S183491**BELL (HORACE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)

S183564**LEUNG (GILBERT) ON H.C.**

Petition for writ of habeas corpus denied

S183569**GONZALEZ (DANIEL
AUGUSTINE) ON H.C.**

Petition for writ of habeas corpus denied

S183574**WILSON (THEODORE
O'DELL) ON H.C.**

Petition for writ of habeas corpus denied

S183585**PARKS (WAYNE) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S183633****MARTI (ALEX LAMOTA) ON
H.C.**

Petition for writ of habeas corpus denied

S183647**BRADLEY (CHARLES) ON
H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S183837****SVELUND (JOHN D.) ON H.C.**

Petition for writ of habeas corpus denied

S183952**BELL (HORACE) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)**S184122****SALDINGER (BARBARA
ANN) ON H.C.**

Petition for writ of habeas corpus & application for stay denied

S182375

D054439 Fourth Appellate District, Div. 1

**MIKE (ANGELINA) v.
FRANCHISE TAX BOARD**

Depublication request denied (case closed)

S182401 A123117/A123918/A124430

First Appellate District, Div. 5

**PACIFIC PEJIU WU
RESTAURANT PARTNERS,
L.P. v. HARAMIS (JAMES)**

Publication request denied (case closed)

S182626 B217349 Second Appellate District, Div. 2

Publication request denied (case closed)

IN RE EDUARDO B., JR.**S183242** D054761 Fourth Appellate District, Div. 1**ALATRISTE (ESAUL) v.
CESAR'S EXTERIOR
DESIGNS, INC.**

Depublication request denied (case closed)

S183370 B205279 Second Appellate District, Div. 8**SABI (ELISHEBA) v.
STERLING (DONALD T.)**

The request for an order directing partial depublication of the opinion in the above-entitled appeal is denied.

S183449 A121763/A121764 First Appellate District, Div. 2 **PEOPLE v. CHAPPELONE
(YVONNE)**

The request for an order directing depublication of the opinion in the above-entitled appeal is denied. The court declines to review this matter on its own motion. The matter is now final. Kennard, J., was recused and did not participate.

S074804**PEOPLE v. HARTSCH
(CISCO)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to September 27, 2010, or the date upon which rehearing is either granted or denied, whichever occurs first.

S055856**PEOPLE v. ROMERO
(ORLANDO GENE) & SELF
(CHRISTOPHER)**

Extension of time granted

Good cause appearing, and based upon counsel Michael P. Goldstein's representation that he

anticipates filing appellant Orlando Gene Romero's reply brief by December 10, 2010, counsel's request for an extension of time in which to file that brief is granted to September 13, 2010. After that date, only two further extensions totaling about 90 additional days are contemplated.

S059912**PEOPLE v. MONTES
(JOSEPH MANUEL)**

Extension of time granted

Good cause appearing, and based upon counsel Sharon Fleming's representation that she anticipates filing the appellant's reply brief by September 10, 2010, counsel's request for an extension of time in which to file that brief is granted to September 10, 2010. After that date, no further extension is contemplated.

S100735**PEOPLE v. LANDRY
(DANIEL GARY)**

Extension of time granted

Good cause appearing, and based upon counsel Donald R. Tickle's representation that he anticipates filing the appellant's reply brief by June 2011, counsel's request for an extension of time in which to file that brief is granted to September 17, 2010. After that date, only five further extensions totaling about 270 additional days are contemplated.

S115284**PEOPLE v. TRINH (DUNG
DINH ANH)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Gary D. Garcia's representation that he anticipates filing the appellant's opening brief by October 5, 2010, counsel's request for an extension of time in which to file that brief is granted to September 17, 2010. After that date, only one further extension totaling about 20 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S122123**PEOPLE v. RODRIGUEZ
(ANGELINA)**

Extension of time granted

Good cause appearing, and based upon counsel Karen Kelly's representation that she anticipates filing the appellant's opening brief by November 30, 2010, counsel's request for an extension of time in which to file that brief is granted to September 13, 2010. After that date, only two further extensions totaling about 75 additional days are contemplated.

S171297**DePRIEST (TIMOTHY LEE)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender Patricia A. Young's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by August 23, 2010, counsel's request for an extension of time in which to file that document is granted to August 23, 2010. After that date, no further extension is contemplated.

S172306**LOZA (MICHAEL
ANTHONY) ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to the informal response is extended to August 16, 2010.

S175615 A119501 First Appellate District, Div. 2**PEOPLE v. HERNANDEZ
(ARTURO JESUS)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to July 19, 2010. No further extensions will be granted.

S177075 B210628 Second Appellate District, Div. 4**CORTEZ (OCTOVIANO) v.
ABICH (LOURDES)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer to amicus curiae brief filed by The Civil Justice Association of California is extended to August 20, 2010.

S177403 B214119 Second Appellate District, Div. 5**UNITED TEACHERS LOS
ANGELES v. LOS ANGELES
UNIFIED SCHOOL DISTRICT**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the Reply Brief on the Merits is extended to July 23, 2010.

S181963 C056510 Third Appellate District**PEOPLE v. BROWN III
(JAMES LEE)**

Extension of time granted

On application of Respondent and good cause appearing, it is ordered that the time to serve and file the Opening Brief on the Merits is extended August 9, 2010.

S182647**BROOKE (ROBERT) ON H. C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to the informal response is extended to August 6, 2010.

S098318**PEOPLE v. HENDERSON
(PAUL NATHAN)**

Motion for access to sealed record granted

Good cause appearing, appellant's motion for an order allowing his habeas corpus counsel, the Habeas Corpus Resource Center, to inspect and copy sealed and confidential documents, filed on June 9, 2010, is granted in part and denied without prejudice in part, as follows.

Counsel is granted access to Clerk's Supplemental Transcript, volumes 1-7, and the probation officer's report. Unless otherwise ordered by this court, these documents are to remain under seal, and to the extent the parties quote, disclose, or describe these documents in any court papers, those papers must be filed or lodged under seal.

Counsel must supply the personnel and equipment necessary to undertake this review and copying of the records, which must occur on the premises of the court.

Because the motion does not clearly state that appellant has filed a motion in the superior court seeking access to sealed materials in the superior court's files, the motion is denied to the extent it seeks access to those materials, without prejudice to counsel's filing an appropriate motion in the superior court.

S176171 B208748 Second Appellate District, Div. 6**KLING (RANDOLPH
CLIFTON) v. S.C. (PEOPLE)**

Order filed

Real Party in Interest's Motion to Limit Issues to Be Argued; Motion to Strike Portions of Petitioner's Answer to Brief of Amici Curiae; and Alternative Motion to Allow Additional Brief is denied. In granting permission to file the amicus curiae brief of The National Crime Victim Law Institute and The California Voice for Crime Victims, Inc., and in filing Petitioner's Answer to Brief of Amici Curiae, the court did not expand the issues on review beyond those specified in Real Party's petition for review, filed September 10, 2009, or request the parties to brief any issues other than those previously specified. (See Cal. Rules of Court, rule 8.520(f); see also *Benefield v. Department of Corrections & Rehabilitation* (2009) 171 Cal.App.4th 469, 475, fn 9.)

S099274**PEOPLE v. BROOKS
(DONALD LEWIS)**

Application to file over-length brief granted

The application of appellant to file an overlength opening brief is granted.

S183484**ACCUSATION OF JONES**

Petition denied

(accusation)

S183584**ACCUSATION OF PRIBONIC**

Petition denied

(accusation)

S180405**KAY ON DISCIPLINE**

Petition for writ of review denied; recommended discipline imposed

Petitioner's requests for judicial notice dated April 19, 2010, and May 27, 2010, are granted.

The petition for writ of review is denied.

The court orders that PHILIP EDWARD KAY, State Bar Number 99830, is suspended from the practice of law in California for five years, execution of that period of suspension is stayed, and he is placed on probation for five years subject to the following conditions:

1. PHILIP EDWARD KAY is suspended from the practice of law for a minimum of the first three years of probation, and he will remain suspended until the following requirements are satisfied: He must provide proof to the State Bar Court of his rehabilitation, fitness to practice, and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. PHILIP EDWARD KAY must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on December 15, 2009.
3. At the expiration of the period of probation, if PHILIP EDWARD KAY has complied with all conditions of probation, the five-year period of stayed suspension will be satisfied and that suspension will be terminated.

PHILIP EDWARD KAY must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

PHILIP EDWARD KAY must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7

and as a money judgment.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 931)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

